

Remarks

Claim 60 is amended. Claims 1-58 and 60-63 are pending in the application.

In the Advisory Action, the Examiner noted that claims 1-58 and 61-63 were allowed.

In the Final Office Action, the Examiner maintained the rejections of claim 60 under 35 U.S.C. § 112, second paragraph, as indefinite and under 35 U.S.C. § 112, first paragraph, as broader than the enabling disclosure. In the Advisory Action, the Examiner noted that the rejection of claim 60 may be overcome by incorporating the limitations of claim 61 into claim 60. While Applicant respectfully disagrees with the Examiner's position, in order to place this application in position for allowance, Applicant has amended claim 60 as suggested by the Examiner. Thus, Applicant respectfully requests withdrawal of the 35 U.S.C. § 112 rejections of claim 60.

AMENDMENT AND RESPONSE UNDER 37 CFR § 1.116 – EXPEDITED PROCEDURE
AND RESPONSE TO ADVISORY ACTION

Serial Number: 10/615,484

Filing Date: July 8, 2003

Title: THERAPEUTIC AND DIAGNOSTIC COMPOUNDS, COMPOSITIONS, AND METHODS

Page 15
Dkt: 295.034US1

Conclusion

Applicant respectfully submits that the claims (1-58 and 60-63) are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney (612) 373-6903 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

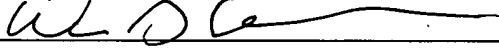
Respectfully submitted,

ALAN R. FRITZBERG

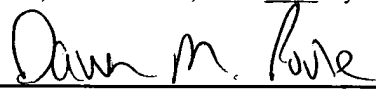
By his Representatives,


SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(612) 373-6903

Date 1-27-06

By 
Warren D. Woessner
Reg. No. 30,440

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop AF, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 27th day of January, 2006.


Name


Signature